

S. R. No. 511—By Senator Watson: Extending welcome to teachers and students of Riesel High School.

S. R. No. 512—By Senator Word: Extending welcome to Mrs. Alice Warren, Mrs. Orean Smith and Deborah Warren.

S. R. No. 513—By Senator Herring: Extending welcome to sixth grade class of Travis Elementary School of San Marcos.

S. R. No. 514—By Senator Creighton: Extending welcome and privileges of the floor for the day to former Senator Galloway Calhoun.

Adjournment

On motion of Senator Hardeman the Senate at 4:28 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

APPENDIX

Reports of Standing Committee

Senator Hardeman submitted the following reports:

Austin, Texas,
May 2, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 499, "An Act repealing Chapter 23, Acts of the 56th Legislature, 2nd Called Session, 1959 (Article 8280-242, Vernon's Texas Civil Statutes); and declaring an emergency." has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 2, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 153, "An Act amending Section 3, Chapter 332, Acts of the 53rd Legislature, Regular Session, 1953 (Article 165a-10, Vernon's Texas Civil Statutes), relating to bonds, accounts, and record-keeping of Soil

and Water Conservation Districts; and declaring an emergency." has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 2, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 152, "An Act relating to the filling of vacancies in the office of supervisor of Soil and Water Conservation Districts and the manner of changing the boundaries of such Districts; amending Sections 5 and 6, Chapter 3, page 7, General Laws, Acts of the 46th Legislature, 1939, as amended (Article 165a-4, Vernon's Texas Civil Statutes); and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 2, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 246, "An Act changing the name of the Houston State Psychiatric Institute for Research and Training to the Texas Research Institute of Mental Sciences; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

FIFTY-FOURTH DAY

(Wednesday, May 3, 1967)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Blanchard
Bates	Brooks
Bernal	Christie
Berry	Cole

Connally	Mauzy
Creighton	Moore
Grover	Parkhouse
Hall	Patman
Hardeman	Ratliff
Harrington	Reagan
Hazlewood	Schwartz
Herring	Wade
Hightower	Watson
Jordan	Wilson
Kennard	Word

Absent—Excused

Strong

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Reports of Standing Committees

Senator Hightower submitted the following report:

Austin, Texas,
May 2, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Contingent Expense, to which was referred H. C. R. No. 30, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman
WORD
RATLIFF
AIKIN

Senator Bates submitted the following reports:

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Transportation, to which was referred H. B. No. 301, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BATES, Chairman.

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Transportation, to which was referred H. B. No. 300, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BATES, Chairman.

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Transportation, to which was referred S. B. No. 505, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

BATES, Chairman.

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Transportation, to which was referred S. C. R. No. 60, have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BATES, Chairman.

Senator Hightower submitted the following report:

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Contingent Expense to which was referred S. R. No. 180, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman
AIKIN
RATLIFF
HALL
WORD

Senator Hall submitted the following report:

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We your Committee on Counties, Cities and Towns, to which was referred H. B. No. 1144, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman
WORD
CHRISTIE

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 784, A bill to be entitled "An Act requiring school districts to appoint liaison officers for court-related children, and prescribing their duties; and declaring an emergency."

H. B. No. 426, A bill to be entitled "An Act providing for payment of pensions to certain former Texas Rangers; amending Section 1, Chapter 283, General Laws, Acts of the 56th Legislature, Regular Session, 1959 (Article 6228e, Vernon's Texas Civil Statutes), by adding a new Subdivision (5) to Subsection (a); and declaring an emergency."

H. B. No. 788, A bill to be entitled "An Act relating to the trial of juvenile traffic offenders; amending Chapter 302, Acts of the 55th Legislature, Regular Session, 1957 (Article 802e, Vernon's Texas Penal Code), by adding a new Section 1a to require the presence of the juvenile and one or both parents or guardians in open court before the judge; and declaring an emergency."

H. B. No. 760, A bill to be entitled "An Act repealing Article 405, Penal Code of Texas, 1925, as amended, relating to parental consent to marriage of a minor child; and declaring an emergency."

H. B. No. 832, A bill to be entitled

"An Act relating to reports filed with the Comptroller; amending Article 1.13, Chapter 1, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

The House refused to concur in Senate amendments to House Bill No. 328 and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

House Conferees: Crews, Jungmichael, Davis, Garwood, Duggan.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Bill 589 on First Reading

Senator Cole moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Brooks	Moore
Christie	Parkhouse
Cole	Patman
Connally	Ratliff
Creighton	Reagan
Grover	Schwartz
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word

Absent—Excused

Strong

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senators Cole, Brooks, Grover and Jordan:

S. B. No. 589, A bill to be entitled "An Act amending Article 6243g of Vernon's Revised Civil Statutes of Texas relating to municipal pension systems in certain cities of this State;

providing for nonseverability; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

Senate Bill 590 on First Reading

Senator Patman moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Moore
Brooks	Parkhouse
Christie	Patman
Cole	Mauzy
Connally	Ratliff
Creighton	Reagan
Grover	Schwartz
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word

Absent—Excused

Strong

The following bill was then introduced, read first time and referred to the committee indicated:

By Senators Patman and Hall:

S. B. No. 590, A bill to be entitled "An Act amending House Bill 249, Acts 36th Leg., 1919, Regular Session, ch. 131, p. 237, as amended (codified as Article 1037, Vernon's Penal Code); authorizing the issuance of 'stop-sale' orders in connection with violations; authorizing the Commissioner of Agriculture to promulgate rules and regulations; and declaring an emergency."

To the Committee on Agriculture and Livestock.

Senate Bill 591 on First Reading

Senator Hall moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Brooks	Moore
Christie	Parkhouse
Cole	Patman
Connally	Ratliff
Creighton	Reagan
Grover	Schwartz
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word

Absent—Excused

Strong

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Hall:

S. B. No. 591, A bill to be entitled "An Act amending Section 2(a) and Section 7 of Chapter 503, Acts of the 54th Legislature, Regular Session, 1955, relating to refunding bonds; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

Senate Bill 592 on First Reading

Senator Hall moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hardeman
Bates	Harrington
Bernal	Hazlewood
Berry	Herring
Blanchard	Hightower
Brooks	Jordan
Christie	Kennard
Cole	Mauzy
Connally	Moore
Creighton	Parkhouse
Grover	Patman
Hall	Ratliff

Reagan	Watson
Schwartz	Wilson
Wade	Word

Absent—Excused

Strong

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Hall:

S. B. No. 592, A bill to be entitled "An Act defining the term 'Issuer' as meaning any and every kind and type of political or governmental instrumentality or entity in or of the State of Texas, and defining the term 'Governing Body' as being the group authorized by law to issue bonds for or on behalf of any issuer; authorizing the governing body of any issuer to refund any of its outstanding bonds, notes, or other general or special obligations by the issuance of refunding bonds to be secured by or payable from any lawful source; providing for the manner in which said refunding bonds may be issued, and for certain restrictions in connection therewith; providing for the approval of said bonds by the Attorney General and the registration thereof by the Comptroller of Public Accounts; providing for the exchange of refunding bonds for the obligations being refunded; providing that this Act shall be cumulative of all other laws on the subject, but shall prevail and control in the case of conflict with any other law; prescribing a severability provision; and declaring an emergency."

To the Committee on Jurisprudence.

Senate Bill 593 on First Reading

Senator Mauzy moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Brooks
Bates	Christie
Bernal	Cole
Berry	Connally
Blanchard	Creighton

Grover	Moore
Hall	Parkhouse
Hardeman	Patman
Harrington	Ratliff
Hazlewood	Reagan
Herring	Schwartz
Hightower	Wade
Jordan	Watson
Kennard	Wilson
Mauzy	Word

Absent—Excused

Strong

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Mauzy:

S. B. No. 593, A bill to be entitled "An Act amending Chapter 171, Acts 1947, 50th Legislature, as amended by Chapter 391, Acts 1949, 51st Legislature, as amended by Chapter 2, Acts 1961, 57th Legislature, as codified in the Revised Civil Statutes of Texas Title 49, Art. 2783d, Sec. 6a, concerning public education so as to specify the date for holding a run-off election of trustees on the first Saturday in May in cases where a candidate for election shall not receive a majority of the votes cast in the preceding election held on the first Saturday in April; providing for an effective date; and declaring an emergency."

To the Committee on Privileges and Elections.

Senate Resolution 516

Senator Word offered the following resolution:

Whereas, Ralph Moody Hall is an illustrious member of the Senate of the State of Texas, representing Rockwall—Texas' smallest county; and

Whereas, Senator Hall has contributed his time, effort, and great wisdom to the legislative process in this State; and

Whereas, Senator Hall has caused the functioning of the State Senate to be one of great pleasure because of his quick and ready wit; and

Whereas, May 3, 1967, is an occasion for great rejoicing in this Chamber, being the 29th birthday of the great Senator from Rockwall; now, therefore, be it

Resolved, in the Senate of the State of Texas, That May 3, 1967, be designated Ralph Hall Day in the Texas Senate; and, be it further

Resolved, That a copy of this Resolution be delivered to Senator Hall in his honor.

WORD

Signed—Lieutenant Governor Preston Smith; Aikin, Bates, Bernal, Berry, Blanchard, Brooks, Christie, Cole, Connally, Creighton, Grover, Hardeman, Harrington, Hazlewood, Herring, Hightower, Jordan, Kennard, Mauzy, Moore, Parkhouse, Patman, Ratliff, Reagan, Schwartz, Strong, Wade, Watson, Wilson.

The resolution was read.

On motion of Senator Aikin and by unanimous consent the names of the Lieutenant Governor and all Senators were added to the resolution as signers thereof.

The resolution was then adopted.

Senate Resolution 517

Senator Wilson offered the following resolution:

Whereas, The cacophony of the caliope against the background blare of the brass, the dum-dum beat of the drums still rings in the ears of William James Jackson, 90 years after he first heard them at a circus parade in the small Wisconsin town which was his home; and

Whereas, The 7-year-old Negro lad thought the colorful parade the most wonderful sight he had ever laid eyes on, and right then and there he made up his mind to be a musician; and

Whereas, Without an instrument to play on and no possibility that his widowed mother could buy him one, he still played—with two sticks he beat a rhythm that partially satisfied his great desire to make music; fortunately, a fine musician and doctor named Joe Lee Tylon who had arrived in Wisconsin seeking a better climate, and heard the little Jackson boy playing on his sticks; and

Whereas, Dr. Tylon, originally from Germany, had first settled in New York but ill health led him to move to Wisconsin; with his great love of music and his interest in the welfare of the American Negro, he asked the

boy's mother to let him take little Will and bring him up in his home with three other Negro lads he was raising, and teach him music; and

Whereas, Will's mother gave her consent, and from that day William James Jackson began to learn music the hard way—to practice, and practice and practice, as the boys tried to attain the perfect technique required by the methodical, German doctor; and

Whereas, The boy's education broadened in both music and cosmopolitan affairs—he and his three foster brothers traveled throughout Europe and the United States with the doctor, performing on the many musical instruments they had mastered in many cities and villages along the way; and

Whereas, While playing with a circus, Jackson met Harry James and taught him to play the trumpet, to master jazz; musicians throughout the land came to know Will Jackson as the "Professor," and he played with the greatest of the famous jazz bands over the years; and

Whereas, He knew and played with them all—William Christopher Handy, the Father of the Blues, and the first person to publish the Blues; Handy made famous the old Blues favorites—"Memphis Blues," "Beale Street Blues," "Old Joe Turner Blues," and the unforgettable "St. Louis Blues"; Will Jackson recalls that he was playing with Handy at the time he wrote the "Memphis Blues" and the "St. Louis Blues"; Jackson said: "Handy came out and asked them to be quiet and not make so much noise," and he was writing out a new blues song that would make a hit. And it turned out to be the "St. Louis Blues"; and

Whereas, In 1920 he came to Diboll, Texas, to teach and direct the Negro brass band, an organization which had an eventual membership of 14 and drew great crowds wherever it appeared; and

Whereas, In 1942, Will Jackson went to work for the Texas South-Eastern Railroad Company in Diboll and stayed with the company until a few years before he retired; he was the first president of the East Texas Safety Association that was organized in the 1940's, and five sawmills in the area belonged; meeting for dinner once a month at one of

the mills, the members listened to a guest speaker on safety and the lot of the Negroes in the mills was improved; and

Whereas, "The Professor" is now 97 years old and living in a housing unit at Diboll, where he is highly esteemed by all; he still plays the piano with his old pep and perfection, and hopes to live to be 100; and

Whereas, The life of William James Jackson is an outstanding example of the Negro who has never let his race constrict his growth, who has not only lifted himself to a position of highest respect but has always been eager and willing to help others attain the same eminence; now, therefore, be it

Resolved, That the Senate of the 60th Legislature, by this Resolution, commends and salutes William James Jackson, "The Professor," whose music and fine principles have made him known and beloved by people of all races and color throughout the land and, be it further

Resolved, That a copy of this Resolution be prepared under the Seal of the Senate as an expression of appreciation for the joy which the great Jazz Musician, William James Jackson, has brought to so many.

WILSON
JORDAN

The resolution was read and was adopted.

Senate Concurrent Resolution 62

Senator Parkhouse offered the following resolution:

S. C. R. No. 62, Commending the Byer-Rolnick Corporation.

Whereas, One of the outstanding industries of Texas, Byer-Rolnick Corporation of Garland and Longview, has become known internationally for the quality of its products and as an example of exceptional achievement under good business management; and

Whereas, The firm was founded in 1929 by E. R. Byer, retired president of American Gear Company, and Harry Rolnick, who came to Texas in 1917, at the age of 17, and joined two brothers in the hat renovating business; and

Whereas, As vice-president and

general manager of the company, Mr. Rolnick had the responsibility for the design and progressive manufacturing techniques in the making of men's hats, as well as building an organization to sell the product; and

Whereas, By 1939, the company had so prospered and progressed that it opened the most modern hat factory in the world at Garland, Texas; employees were selected from the surrounding area and trained in the Garland plant in the Rolnick method of hat making, so that the firm gained and maintained a reputation for quality and outstanding new fashions in men's hats; and

Whereas, Located in Longview is the Resistol Fur Felting Division of Byer-Rolnick Corporation, one of the city's leading industries and a major factor in its growth and development; and

Whereas, The hat industry honored Harry Rolnick in 1953 as its "Man of the Year," presenting him with a bronze plaque at the Annual Hat Trades Dinner in New York "in Recognition of His Rare Vision, Energy and Accomplishments in the Cause of Progress for the Hat Industry;" and

Whereas, Harry Rolnick's energies and capabilities have not been confined to the interests of his company, but he has helped spread the image of Texas hospitality and friendship as symbolized by hats given to visiting dignitaries from throughout the world; and

Whereas, The entire Byer-Rolnick Corporation is an example of what can be done in industrial development in Texas through perseverance, initiative, and hard work; and

Whereas, In recognition of his service to Texas, Harry Rolnick was proclaimed "Texas Ambassador of Good Will" by Governor Beauford Jester, and each governor since has reinstated this post honoring Harry Rolnick; and

Whereas, To the Lone Star State, the Texas hat is as much a symbol as is the lei to Hawaii, the Eiffel Tower to Paris, and Big Ben to London; and

Whereas, It is true that the big cowboy hat of the open range and the longhorn steer has about outlived its usefulness—it's not needed as a feed bag for the cowboy's horse, a waterbucket, a wash basin, or a pillow—but the Texas hat that has evolved

and is in use today has a distinct style and its presentation to a president or a governor, a movie star or a ball player, has always been made in the spirit of the friendship it signifies; and

Whereas, It is appropriate that the Senate of the 60th Legislature recognize the Byer-Rolnick Corporation for its contributions to Texas industrial growth and development and the brand of Texas friendship which it has sponsored; now, therefore, be it

Resolved, That the Senate of the State of Texas, the House of Representatives concurring, by this Resolution commend the Byer-Rolnick Corporation, and, particularly, its Chairman of the Board, Harry Rolnick, who is a true Texas Ambassador of Good Will; and, be it further

Resolved, That a copy of this Resolution, under the Seal of the Senate, be prepared for the Byer-Rolnick Corporation, as a special tribute to E. R. Byer and Harry Rolnick for their service to Texas.

PARKHOUSE
STRONG
HALL
WADE

The resolution was read.

On motion of Senator Parkhouse and by unanimous consent the resolution was considered immediately and was adopted.

Senate Concurrent Resolution 63

Senator Hardeman offered the following resolution:

S. C. R. No. 63, Concerning operation of McKnight State Tuberculosis Hospital.

Whereas, The average daily census of patients treated for tuberculosis at the McKnight State Tuberculosis Hospital decreased from 628 during fiscal year 1956 to 289 during fiscal year 1966; and

Whereas, There has been a similar decline in the average daily census of patients treated at other State tuberculosis hospitals of this State; and

Whereas, It appears that those Texas citizens in need of treatment for tuberculosis at this time and in the future could be adequately housed, treated and cared for at other Texas State tuberculosis hospitals; and

Whereas, There is a pressing and constant need for additional facilities to provide medical services to citizens of this State afflicted with conditions other than tuberculosis, the cost of constructing which has, and continues to increase, compelling economical use of all State operated facilities; now, therefore, be it

Resolved, By the Senate of the State of Texas, the House of Representatives concurring, That the Texas State Department of Health phase out by no later than August 31, 1969, its operation of the McKnight State Tuberculosis Hospital so that the facility can be put to other uses as the Legislature shall provide.

The resolution was read.

On motion of Senator Hardeman and by unanimous consent the resolution was considered immediately and was adopted.

House Concurrent Resolution 53 on Second Reading

The President laid before the Senate the following resolution:

H. C. R. No. 53, Urging the Congress of the United States to amend federal income tax laws so as to increase parents' tax exemption for children who are students.

The resolution was read.

On motion of Senator Connally and by unanimous consent the resolution was considered immediately and was adopted.

Messages From the Governor

The following messages received from the Governor were read and were referred to the Committee on Nominations:

Austin, Texas,
May 2, 1967.

To the Senate of the Sixtieth Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be Branch Pilots for the Houston Ship Channel and Galveston Bar: For two-year terms to expire April 5, 1969: H. E. Andersen of Houston,

Harris County; Jay C. Browning of Houston, Harris County.

Respectfully submitted,

JOHN CONNALLY,
Governor of Texas

Austin, Texas,
May 2, 1967.

To the Senate of the Sixtieth Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be members of the Joint Board of Park Commissioners: For terms to expire June 29, 1969: W. T. Overton of Dallas, Dallas County (designated Chairman); O. B. English of Dallas, Dallas County; Jack Evans of Dallas, Dallas County; David Bruton, Jr., of Dallas, Dallas County; Murray Kyger of Fort Worth, Tarrant County; David O. Belew, Jr., of Fort Worth, Tarrant County; John L. Lewis of Fort Worth, Tarrant County.

For terms to expire June 29, 1968: George A. Nicoud, Jr., of Dallas, Dallas County; Vernon S. Smith of Dallas, Dallas County; T. W. Norsworthy of Dallas, Dallas County; Ernest J. Wilemon of Arlington, Tarrant County; Dick Lowe of Fort Worth, Tarrant County; James C. Fuller of Fort Worth, Tarrant County.

Respectfully submitted,

JOHN CONNALLY
Governor of Texas

Austin, Texas,
May 1, 1967.

To the Senate of the Sixtieth Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be District Attorney for the 49th Judicial District: To fill the unexpired term of Oscar M. Laurel, resigned; Carlos Castillon of Laredo, Webb County.

Respectfully submitted,

JOHN CONNALLY
Governor of Texas

Executive Session

On motion of Senator Blanchard and by unanimous consent the Senate agreed to hold an Executive Session

at 11:00 o'clock a.m. today, (he having given notice on Monday, May 1, 1967.)

Accordingly, the President directed all those not entitled to attend the Executive Session of the Senate to retire from the Senate Chamber and instructed the Sergeant-at-Arms to close all doors leading from the Chamber.

At the conclusion of the Executive Session the Secretary of the Senate informed the Journal Clerk that the Senate had confirmed the following nominations:

To be District Attorney for the 49th Judicial District, to fill the unexpired term of Oscar M. Laurel, resigned: Carlos Castillon of Laredo, Webb County.

To be Director-at-Large of the Tri-County Municipal Water District, to fill the unexpired term of Aubry Moore, resigned, term to expire July 22, 1967: R. T. Swilling, Jr., of Whitney, Hill County.

To be a Member of the Texas Fine Arts Commission, for a two-year term to expire September 1, 1967: Roscoe DeWitt of Dallas, Dallas County.

To be a Member of the Texas Fine Arts Commission, for a four-year term to expire September 1, 1969: John D. Murchison of Dallas, Dallas County.

To be a Member of the Texas Fine Arts Commission, for a six-year term to expire September 1, 1971: John Ben Shepperd of Odessa, Ector County.

To be a Member of the Texas Fine Arts Commission, for a four-year term to expire September 1, 1969: Wolf Jessen of Austin, Travis County.

To be a Member of the Texas Fine Arts Commission, for a six-year term to expire September 1, 1971: Paul Howell of San Antonio, Bexar County.

To be a Member of the Texas Fine Arts Commission, for a four-year term to expire September 1, 1969: Edward Melin of Amarillo, Potter County.

To be a Member of the Texas Fine Arts Commission, for a six-year term to expire September 1, 1971: Ralph McCullough of Houston, Harris County.

To be a Member of the Texas Surplus Property Agency, for a term expiring August 31, 1967: Ed Riedel of Austin, Travis County.

To be a Member of the Texas Surplus Property Agency, for a term expiring August 31, 1967: Garland Ferguson of Gladewater, Gregg County.

To be a Member of the Texas Surplus Property Agency, for a term expiring August 31, 1967: C. O. Layne of Austin, Travis County.

To be a Member of the Texas Surplus Property Agency, for a term expiring August 31, 1967: Bill Bitner of Centerville, Leon County.

To be a Member of the Texas Surplus Property Agency, for a term expiring August 31, 1967: Jess M. Irwin, Jr., of Austin, Travis County.

To be a Member of the Board of Regents of Texas Woman's University, for a six-year term to expire January 10, 1971: Reagan Houston, III, of San Antonio, Bexar County.

To be a Member of the Texas Commission on Alcoholism, for a six-year term to expire June 9, 1971: Al Badger of Dallas, Dallas County.

To be a Member of the Texas Fine Arts Commission, for a four-year term to expire September 1, 1969: Robert Nail of Albany, Shackelford County.

To be a Member of the Texas Fine Arts Commission, for a two-year term to expire September 1, 1967: Ezra Rachlin of Austin, Travis County.

To be a member of the Texas Fine Arts Commission, for a two-year term to expire September 1, 1967: Mrs. Frances M. Holden of Lubbock, Lubbock County.

To be a Member of the Texas Fine Arts Commission, for a six-year term to expire September 1, 1971: Elton Hyder, Jr., of Fort Worth, Tarrant County.

To be a Member of the Texas Fine Arts Commission, for a six-year term

to expire September 1, 1971: Dewey Bradford of Austin, Travis County.

To be a Member of the Texas Fine Arts Commission, for a four-year term to expire September 1, 1969: James Wilmont Hunt of Midland, Midland County.

To be a Member of the Texas Board of Chiropractic Examiners, for a six-year term to expire August 4, 1971: Dr. Walter H. Fischer of Temple, Bell County.

To be a Member of the Texas Board of Chiropractic Examiners, for a six-year term to expire August 4, 1971: Dr. Sterling H. Pruitt, Sr., of Fort Worth, Tarrant County.

To be a Member of the Texas Board of Chiropractic Examiners, for a six-year term to expire August 4, 1971: Dr. Harvey H. Kennedy of Longview, Gregg County.

To be a Member of the Board of Trustees of the Municipal Retirement System, to fill the unexpired term of D. D. Nixon, resigned, term to expire December 31, 1968: Dr. Gerald Parker, San Antonio, Bexar County.

To be a Member of the Texas Surplus Property Agency, for a term expiring August 31, 1967: C. A. Roberson of Fort Worth, Tarrant County.

To be a Member of the State Board of Examiners in the Basic Sciences, for a term to expire July 23, 1971: Dr. W. Mayne Longnecker of Dallas, Dallas County.

To be a Member of the Commission for Indian Affairs, for a six-year term to expire January 31, 1973: Dempsie Henley of Liberty, Liberty County.

To be a Member of the School Land Board, for a two year term ending September 2, 1967: William S. Lott of Georgetown, Williamson County.

To be a Member of the Board of Directors of Texas College of Arts and Industries, to fill the unexpired term of John Lynch, resigned, term to expire August 31, 1969: Laurence A. McNeil of Corpus Christi, Nueces County.

To be a Member of the Judicial Qualifications Commission, for a term

to expire February 1, 1970: Robert W. Whipkey of Big Spring, Howard County.

To be a member of the Judicial Qualifications Commission, for a term to expire February 1, 1972: William B. Blakemore of Midland, Midland County.

To be a member of the Judicial Qualifications Commission, for a term to expire February 1, 1968: Lewis H. Bond of Fort Worth, Tarrant County.

To be a member of the Texas Commission on Alcoholism, for a six-year term to expire June 9, 1971: L. D. Webster, Jr. of Dallas, Dallas County.

To be a member of the State Board of Insurance, for a six-year term to expire January 31, 1973: Ned Price, Sr. of Austin, Travis County.

To be a member of the State Commission for the Blind, for a six-year term to expire January 1, 1971: Mrs. Mary Margaret Perry of Houston, Harris County.

To be a member of the State Board of Vocational Nurse Examiners, for a term to expire September 7, 1971: Mrs. Martha Queen of Weatherford, Parker County.

To be a member of the State Board of Vocational Nurse Examiners, for a term to expire September 7, 1971: Mrs. Katherine L. McKinney of Nacogdoches, Nacogdoches County.

To be a member of the State Board of Vocational Nurse Examiners, to fill an unexpired term to September 7, 1969: Miss Petra Riojas of Harlingen, Cameron County.

To be a member of the State Board of Vocational Nurse Examiners, to fill the unexpired term of Dr. G. V. Brindley, Jr., resigned, term to expire September 7, 1967: Dr. Ray L. Shepperd of Burnet, Burnet County.

To be a member of the State Board of Vocational Nurse Examiners, for a term to expire September 7, 1971: Mrs. Bernice Harris of Galveston, Galveston County.

To be a member of the Tuberculosis Advisory Committee, to fill the unexpired term of Lewis Boggus, now deceased, term to expire August 31, 1971: Henry D. Lauderdale of Mercedes, Hidalgo County.

To be a member of the State Board of Tuberculosis Nurse Examiners, for a six-year term to expire May 15, 1972: Mrs. Travis McNair of Bandera, Bandera County.

To be a member of the Texas State Historical Survey Committee, to fill the unexpired term of W. R. Beaumier, deceased, term to expire January 1, 1969: Frank Mayborn of Temple, Bell County.

To be a member of the Texas Surplus Property Agency, for a term expiring August 31, 1967: Carl Parker of Sherman, Grayson County.

To be a member of the Texas Fine Arts Commission, for a two-year term to expire September 1, 1967: Paul Baker of San Antonio, Bexar County.

To be a member of the Texas Surplus Property Agency, for a term expiring August 31, 1967: Grady Hester of Terrell, Kaufman County.

To be Director of the Division of State-Federal Relations in the Office of the Governor: Wayne Gibbens of Breckenridge, Stephens County.

To be a member of the Board of Regents of Texas Woman's University, for a six-year term to expire January 10, 1971: Mrs. Raybourne Thompson of Houston, Harris County.

To be a member of the Board of Directors of the Neches River Conservation District, to fill the unexpired term of E. R. Gregg, Jr., resigned, term to expire September 5, 1969: Frank W. Ebaugh of Jacksonville, Cherokee County.

To be a member of the Board of Directors of the Upper Neches River Municipal Water Authority, to fill the unexpired term of A. L. Dear, resigned, term to expire January 1, 1971: Wright Matthews of Palestine, Anderson County.

To be a member of the Board of Directors of the San Antonio River Authority, to fill the unexpired term of Don Marshall, resigned, term to expire January 1, 1969: Joseph A. Potts of San Antonio, Bexar County.

To be a member of the Board of Directors of the Lavaca County Flood Control District, Number Three, for

a two-year term to expire January 1, 1969: James Bozka of Hallettsville, Lavaca County.

To be a member of the Board of Directors of the Lavaca County Flood Control, District Number Three, for a term to expire January 1, 1968: Erwin Bucek of Hallettsville, Lavaca County.

To be a member of the Board of Directors of the Lavaca County Flood Control District Number Three, for a term to expire January 1, 1968: Leon Kahane, Jr., of Hallettsville, Lavaca County.

To be a member of the Board of Directors of the Lavaca County Flood Control District Number Three, for a term to expire January 1, 1968: Alfred Neumeyer, Jr. of Hallettsville, Lavaca County.

To be a member of the Board of Directors of the Lavaca County Flood Control District Number Three, for a two-year term to expire January 1, 1969: Robert Pesek of Hallettsville, Lavaca County.

To be a member of the Board of Directors of the Central Colorado River Authority, for a six-year term to expire January 1, 1973: Ralph Edens of Talpa, Coleman County.

To be a member of the Board of Directors of the Central Colorado River Authority, for a six-year term to expire January 1, 1973: George Pauley of Valera, Coleman County.

To be a member of the Board of Directors of the Central Colorado River Authority, for a six-year term to expire January 1, 1973: Cal Averett of Coleman, Coleman County.

To be a member of the Board of Directors of the Upper Colorado River Authority, for a six-year term to expire January 1, 1973: T. A. Smith of Winters, Runnels County.

To be a member of the Board of Directors of the Upper Colorado River Authority, for a six-year term to expire January 1, 1973: G. C. Allen of Robert Lee, Coke County.

To be a member of the Board of Directors of the Upper Colorado River Authority, for a six-year term

to expire January 1, 1973: Fred Conn of San Angelo, Tom Green County.

To be a member of the Board of the State Employees Retirement System, for a six-year term ending August 31, 1972: Edward A. Stumpf of Houston, Harris County.

To be State Auditor: C. H. Cavness of Austin, Travis County.

To be a member of the State Board of Registration for Professional Engineers, to fill the unexpired term of Robert E. Moore, deceased, term to expire September 24, 1971: Robert W. Olson of Dallas, Dallas County.

To be a member of the Texas Liquor Control Board, for a term to expire November 15, 1971: Alfred W. Negley of San Antonio, Bexar County.

To be a member of the State Commission for the Blind, for a six-year term to expire January 1, 1973: Asher J. Thompson of Lubbock, Lubbock County.

To be a member of the State Commission for the Blind, for a six-year term to expire January 1, 1973: Mrs. Alfred A. Ratner of El Paso, El Paso County.

To be a member of the State Board of Examiners in the Basic Sciences, for a term to expire July 23, 1971: Dr. Virgil Tweedie of Waco, McLennan County.

In Legislative Session

The President called the Senate to order as In Legislative Session at 11:34 o'clock a.m.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 48, Granting permission to A&M University to accept certain buildings from the United States government.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

House Bills on First Reading

The following bills received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 475, to Committee on State Affairs.

H. B. No. 536, to Committee on Water and Conservation.

H. B. No. 832, to Committee on Counties, Cities and Towns.

H. B. No. 875, to Committee on Counties, Cities and Towns.

H. B. No. 983, to Committee on Game and Fish.

H. B. No. 1095, to Committee on State Affairs.

H. C. R. No. 94, to Committee on Rules.

Bill Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bill:

S. B. No. 47, A bill to be entitled "An Act to amend Article 14.14 Subdivision (A) and Article 14.18 of Chapter 14 of Title 122A—"Taxation-General" of Revised Civil Statutes of Texas, 1925, relating to Inheritance Taxes; and declaring an emergency."

**Escort Committee for
Captain James A. Lovell**

The President appointed the following as a Committee to escort Captain James A. Lovell pursuant to provisions of S. C. R. No. 54:

Senators Herring, Hightower, Aikin, Patman and Christie.

Senate Resolution 526

Senator Schwartz offered the following resolution:

Whereas, The Senate of Texas is honored by the presence of Stephen Repp; and

Whereas, We wish to express our appreciation of his interest in the functions of our State government; now, therefore, be it

Resolved, That his presence be

recognized by the Senate of Texas and that he be made an Honorary Page of the Senate and be extended the official welcome of the Senate.

The resolution was read and was adopted.

Senator Schwartz by unanimous consent presented Stephen to the Members of the Senate.

House Bill 728 Re-referred

On motion of Senator Mauzy and by unanimous consent H. B. No. 728 was withdrawn from the Committee on State Affairs and re-referred to the Committee on Jurisprudence.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 293, A bill to be entitled "An Act adopting the Business & Commerce Code; formally revising and reenacting certain statutes of a commercial nature, including the Uniform Commercial Code and statutes relating to competition and trade practices, insolvency, fraudulent transfers, and fraud, and miscellaneous commercial subjects; repealing the statutes disposed of by the code; and declaring an emergency."

The House has adopted the Conference Committee Report on House Bill No. 450 by a vote of 141 ayes, 1 noes.

S. B. No. 219, A bill to be entitled "An Act relating to uninsured motorist coverage; amending the Texas Insurance Code by adding Article 5.06-1; and declaring an emergency."

S. B. No. 204, A bill to be entitled "An Act to establish the Texas Water Quality Board, prescribe its powers, duties, functions, and procedures and to provide for the establishment and control of the quality of the waters in the state and the control, prevention, and abatement of pollution; validating previous actions of the Texas Water Pollution Control

Board; providing penalties; repealing Chapter 42, Acts of the 57th Legislature, 1st Called Session, 1961, as amended (Article 7621d, Vernon's Texas Civil Statutes), and repealing certain other laws to the extent of conflict; providing for severability; and declaring an emergency."

(With Amendments.)

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Reports of Standing Committee

Senator Hall by unanimous consent submitted the following reports:

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 832, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.
WORD
CHRISTIE

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred S. B. No. 561, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 346, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HALL, Chairman.

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred S. B. No. 581, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 367, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 987, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 84, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 42, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HALL, Chairman.

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 776, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 83, A bill to be entitled "An Act amending Section 4, Chapter 469, page 824, Acts 1951, 52nd Legislature to increase the annual renewal fee for a pharmacist's license not to exceed Twenty-Five Dollars (\$25.00); and declaring an emergency."

(With Amendment.)

S. B. No. 308, A bill to be entitled "An Act amending Article 8309, Revised Civil Statutes, 1925, the same being Part 4 of the Workmen's Compensation Law, as said Article 8309 has been heretofore amended, by amending Section 1a of said Article to permit insurance coverage as employees to be carried on executive officers of corporations which are subscribers under this law, including charitable, religious, educational and other nonprofit corporations as well as business corporations but excluding those educational corporations controlled by Articles 8309b and 8309d; to specify that under no circumstances shall any executive officer of any corporation be counted in determining whether or not any employer has three or more employees so as to be subject to the provisions of the Workmen's Compensation Law as specified therein in Part 1, Section 2; providing that in the event of conflict with the provisions of any other law, the provisions hereof shall take precedent and prevail to the extent of

such conflict; providing a saving clause; and declaring an emergency."

S. B. No. 504, A bill to be entitled "An Act amending Section 2, Chapter 258, Acts of the 48th Legislature, Regular Session, 1943 (Article 666b, Vernon's Texas Civil Statutes), relating to rental of space for state agencies; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

House Bill on First Reading

The following bill received from the House, was read the first time and referred to the Committee indicated:

H. B. No. 1157, to Committee on Banking.

Bill Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bill:

S. B. No. 104, A bill to be entitled "An Act authorizing the creation of a hospital district over a part of Brazoria County, to be known as 'Angleton-Danbury Hospital District of Brazoria County, Texas,' etc.; and declaring an emergency."

Motion to Recess

Senator Hardeman moved that the Senate take recess until 9:00 o'clock a.m. tomorrow, Subject to the Joint Session.

Senator Kennard moved that the Senate take recess until 2:30 o'clock p.m. today Subject to the Joint Session.

Question first on the motion to take recess until 9:00 o'clock a.m. tomorrow, "Yeas" and "Nays" were demanded.

The motion was lost by the following vote:

Yeas—11

Bernal	Mauzy
Grover	Patman
Hardeman	Schwartz
Herring	Watson
Hightower	Word
Jordan	

Nays—15

Aikin	Harrington
Bates	Kennard
Blanchard	Moore
Brooks	Parkhouse
Cole	Ratliff
Connally	Reagan
Creighton	Wilson
Hall	

Absent

Berry	Hazlewood
Christie	Wade

Absent—Excused

Strong

Question next on the motion to take recess until 2:30 o'clock p.m. today, Subject to the Joint Session, the motion prevailed.

Record of Votes

Senators Hardeman and Mauzy asked to be recorded as voting "Nay" on the motion to recess.

Joint Session

(To hear address of Navy Captain James A. Lovell, Jr.)

The President announced the time had arrived to hear an address by Astronaut James A. Lovell, pursuant to the provisions of S. C. R. No. 54.

The President of the Senate and the Senators present escorted by the Sergeant-at-Arms and the Secretary of the Senate proceeded to the Hall of the House of Representatives.

The Senators were announced and were admitted and escorted to seats prepared for them along the aisle.

On invitation of the Speaker of the House, the President occupied a seat on the Speaker's Platform.

Navy Captain James A. Lovell was escorted to the Speaker's Rostrum by Senators Herring, Hightower, Aikin, Patman and Christie, on the part of the Senate, and Representatives Weldon, Ogg, Simpson, Blanton, Graves, Duggan, Finnell, Hand, Holmes and Hendryx of Brewster, on the part of the House.

The President called the Senate to order, and announced a quorum of the Senate present.

Honorable Ben Barnes, Speaker of the House of Representatives, called the House to order and announced a quorum of the House present and stated the purpose of the Joint Session.

The Speaker of the House presented Senator Herring to introduce Captain Lovell.

Senator Herring gave some of the background of Astronaut Lovell and presented him to the Joint Session.

Navy Captain Lovell addressed the Joint Session as follows:

Mr. Lieutenant Governor, Mr. Speaker, State Officials, and Members of the Legislature: It gives me great pleasure to have this opportunity to visit with such a distinguished group.

I am a comparative newcomer to Texas—having lived here only five years—but I have watched with growing interest your efforts on behalf of the people of the "Lone Star State." And, I feel a real sense of pride in Texas legislative accomplishments, particularly those affecting education and public welfare—areas which are of national and international concern as a result of the widely publicized "knowledge and population explosions."

I have always been impressed with the "think big" idea of most Texans. As a matter of fact, I've been told that one reason consideration was given to the building of the Manned Spacecraft Center in Texas has to do with the size of the State. At present we are building a lunar receiving lab at the Manned Spacecraft Center, where we will analyze the valuable lunar "rock" collection from the first lunar trip; but, if we decide to bring the moon itself back with us, what more spacious place to park it than right here in Texas? Just think—the additional real estate would put us ahead of Alaska in size, and it would insure us that the moon wouldn't become the fifty-first state!

In a more serious vein, I am very much impressed with the friendliness of the people of Texas who take to heart our state motto, "Friendship." Just as you as legislators are interested in creating friendship, so we in the space program are concerned with friendship throughout the world. We have been striving to bring nations of the world closer

together, from John Glenn's "Friendship 7," the first orbital flight of the Mercury series, to Gemini 12, when Buzz Aldrin and I had the pleasure of completing the last orbital flight of the Gemini series. Yes, "friendship" is the word that means a great deal to us. As you probably know, the extensive space program of the United States has touched about 70 nations. Outer space, by its very nature, demands that all peoples of the earth work together. Only through world-wide cooperation can we make a meaningful use of our space ability. So, we hope our international friendship will grow as we consider mankind's first voyage to the moon; for certainly a manned flight to the moon is no longer science fiction, but a reality that will come to pass in the next few years.

After the moon, greater things are yet in store for us. We can then consider trips to the planet Mars and, if we can learn to accept the high temperatures, maybe to Venus. We will see, in our time, manned orbital stations in space housing perhaps a dozen men or more over considerable lengths of time. These are tremendous tasks that we have set for ourselves in attempting the conquest of space. The universe is vast, both in the distances involved and in the magnitude of the forces that must be overcome. However, we know of no technical limitation to man's capability to conquer nature. The only limits are those of the imagination, will power, determination, and the ability to organize for these great tasks.

We have come a long way since Dr. Robert Goddard successfully launched the first liquid-fuel rocket some forty years ago. In spite of our achievements however, a lot of people today have taken a critical look at NASA and are wondering whether our expenditures are justified in the light of our progress. Yes, many still ask "Why?" "Why should we spend our tax dollars on this type of goal?" Why explore space?

There are many reasons. One is the increase of our knowledge of the universe. In this time of accelerating change, new knowledge is a vital resource of tremendous wealth. And man's exploration into space is in the very forefront of the knowledge explosion which is so radically changing our whole way of life here on earth. In many ways this reason seems

hardest to justify. However our experience shows that—though scientists may investigate the unknown out of curiosity, with no immediate engineering or economic goal in sight—the increased knowledge they derive results in unpredictable economic benefits.

In addition to orbiting men and bringing them back safely, we have already reaped many economic gains from scientific research and many specific returns for use here on earth.

In the field of weather, for example, we have demonstrated our ability to predict major activity. The ability to accurately predict the weather in detail as much as five days in advance could mean over \$5 billion annually in agriculture, lumber, transportation, and retail marketing.

Manned satellites in earth orbit, equipped with suitable sensing equipment, can search for and monitor the world's natural resources.

To offset the growing consumption of surface water, for example, underground rivers can be detected by measuring the tiny differences in soil temperatures above them—such streams hold thousands of times more water than all known surface rivers. With information from navigational satellites, aircraft and ships can pinpoint their location any time of day or night and in all kinds of weather.

We have also seen a new era in global communication take shape. Echo, Telestar, and Relay have shown us how manmade satellites can greatly augment current facilities and make possible global telecasts and other types of world-wide communication not available previously.

In the field of medicine the return has been fantastic, and what remains to be discovered cannot even be envisioned in our wildest dreams. I for one hope our space program will advance the field of medicine after donating 2 weeks in space as a medical guinea pig!

Many industries have been affected by the space program in a major way. Such industries include: electronics, heating and air conditioning, insulation, power, metals, fuels, ceramics, machinery, plastics, instruments, and textiles. And NASA is working actively to broaden this list. We have a program called the technology

utilization program. Through this program intensive efforts are being made to identify products, new processes, and useful innovations as they appear in our research centers or in our contractors' plants, and to make them generally known and available for use.

To me, one of the most important benefits of the space program is its stimulus to education. It wasn't too long ago that our country's educational capability was under considerable attack because the Russians were more technically minded than we were. This criticism was based on the fact that so many of the Russian students were studying technical subjects while we had so few following these lines of study. Now we are being deluged by criticisms of a space program which has opened up entirely new vistas of challenge based on the study of these very sciences. Speaking as a parent, I would think that any effort, regardless of the amount or for what purpose, that would serve to raise the educational sights of our youth should be considered a worthy effort and well worth the expense.

These are but a few of the areas in which great strides have been made possible as a result of our achievements in space. We cannot tell at this stage exactly what other prizes await us but we do know that to limit our horizons now by putting a ceiling on our flights into space would be putting a ceiling on our spirit and our growth as a nation.

In short—ladies and gentlemen—our space program is an investment in people; an investment not in some distant planet but right here on earth where we, the taxpayers, benefit. Man's accomplishments in space have unlocked the human imagination and have increased man's spirit of adventure. We have an exciting and challenging future in this—the age of space exploration—both in your field of legislation and in my field of flight.

It was Dr. Robert Goddard, the father of American Rocketry, who many years ago said, "It is difficult to say what is impossible, for the dream of yesterday is the hope of today and the reality of tomorrow."

At the conclusion of his address Captain Lovell presented to the Legislature a framed Texas flag which

had travelled with him on the Gemini 7 Orbit Flight of two weeks.

The President accepted the flag and expressed appreciation to Captain Lovell for his address on this occasion, stating that "We are grateful to you and the other astronauts for your dedicated service."

The President then on behalf of Governor Connally, who could not be present today, presented a certificate making Captain Lovell an Honorary Texan and welcomed him to the State of Texas and as a Texan.

The President also presented Captain Lovell an enrolled copy of S. C. R. No. 54, which had invited him to address the Joint Session.

Recess

The President announced at the conclusion of the Joint Session that the Senate at 12:17 o'clock p.m. would take recess until 2:30 o'clock p.m. today on motion previously adopted in the Senate.

After Recess

The President called the Senate to order at 2:30 o'clock p.m.

Address of Captain James A. Lovell Ordered Printed in Senate Journal

On motion of Senator Herring and by unanimous consent the address of Captain James A. Lovell to the Joint Session was ordered printed in the Senate Journal.

House Bill on First Reading

The following bill received from the House, was read the first time and referred to the Committee indicated:

H. B. No. 593, to Committee on Water and Conservation.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 439, A bill to be entitled "An Act prescribing a method of ascertaining assessable value for tax purposes of property of any trust forming part of a pension plan, disability or death benefit plan, profit-sharing or stock bonus plan of an employer for the exclusive benefit of employees or their beneficiaries by providing for deduction of liabilities to employees and their beneficiaries; fixing the taxable situs of property owned by any such trust; and declaring an emergency."

S. B. No. 557, A bill to be entitled "An Act relating to use of convict labor on the Sam Houston State College Campus; and declaring an emergency."

S. B. No. 517, A bill to be entitled "An Act amending Statutes of the "Lower Colorado River Authority Act," so as to authorize the Lower Colorado River Authority to sell bonds to the United States of America, or to any agency or corporation created or designed by the United States of America; etc., and declaring an emergency."

(With Amendment.)

S. B. No. 63, A bill to be entitled "An Act to amend Statutes relating to Employees Retirement System of Texas; repealing laws in conflict herewith; providing a savings clause; and declaring an emergency."

(With Amendment.)

S. B. No. 138, A bill to be entitled "An Act to provide that when shares are registered on the books of a corporation in the names of two or more persons as joint owners, with the right of survivorship, the surviving joint owner shall have the power to transfer title to such shares and receive dividends thereon; etc., and declaring an emergency."

S. B. No. 292, A bill to be entitled "An Act concerning an optional retirement program for teachers and administrative personnel employed by State-supported institutions of higher education and annuity and insurance contracts issued for these and related purposes, and declaring an emergency."

(With Amendments.)

S. B. No. 455, A bill to be entitled "An Act concerning standards of

physical safety, medical, psychiatric and rehabilitative care at State tuberculosis hospitals, State mental hospitals and State schools for the retarded; and declaring an emergency."

S. B. No. 393, A bill to be entitled "An Act to amend Article 2803, Revised Civil Statutes of Texas, 1925, to authorize extension of city limits for school purposes only, to include territory of independent school district(s); etc., and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Concurrent Resolution 64

Senator Brooks offered the following resolution:

S. C. R. No. 64, Creating an interim committee on Emergency Hospital Treatment.

Whereas, Instances where hospital emergency care is denied indigent persons make the headlines of daily newspapers with relative frequency; and

Whereas, Not all hospitals are equipped with emergency facilities for every type of treatment and some, at certain hours, have no doctor on duty although one is generally on call; often the onus of deciding whether a patient needs immediate care must rest with other hospital personnel; and

Whereas, In most public hospitals, the policy has been established that no patient is sent away until a doctor has examined him, but even under these requirements, there exists the possibility of human error; and

Whereas, Many privately owned and operated hospitals are not equipped to provide emergency treatment and may refer emergency patients to other, better-equipped, publicly owned or charity hospitals with a physician on duty, but delay in treatment in some instances could cause death; and

Whereas, It is important to the health and welfare of the people of Texas that the best emergency treatment possible be made available to the greatest number of citizens, whether through public or private hospitalization; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That there is hereby created a special interim committee of the Texas Legislature on Emergency Hospital Treatment, which shall make a study of problems of and facilities for emergency treatment of indigent patients in public and non-public hospitals of Texas; and, be it further

Resolved, That this Emergency Hospital Treatment Committee shall be comprised of 10 members—five members appointed from the Senate by the Lieutenant Governor, and five members appointed from the House of Representatives by the Speaker of the House—and the Lieutenant Governor shall designate the chairman of the committee, while the Speaker of the House shall designate the vice-chairman; and, be it further

Resolved, That the committee shall organize immediately after appointments to membership are made, and shall begin its investigations and conduct its study at such times and in such places as may be considered necessary during the interim prior to the convening of the 61st Legislature in Regular Session; and, be it further

Resolved, That a Citizens' Advisory Committee shall be named to assist the Emergency Hospital Treatment Committee in its research and deliberations. The Citizens' Advisory Committee shall include three members appointed by the chairman of the Emergency Hospital Treatment Committee; one member each, appointed by the Texas Medical Association, the Texas Hospital Association, and Private Clinics and Hospitals Association; and one member selected by the hospital district board, from each tax-supported hospital district in those counties having populations of 500,000 or more. By petition to the Advisory Committee and the Emergency Hospital Treatment Committee, any other hospital district shall be allowed representation on the Advisory Committee; and, be it further

Resolved, That the staff of the Texas Legislative Council be requested to serve as staff for the committee, and that the Texas State Department of Health, its officials and employees, be requested to cooperate fully with the committee during the

course of the study; and, be it further

Resolved, That members of the Emergency Hospital Treatment Committee and of the Citizens' Advisory Committee shall receive no pay for their services but shall be reimbursed for necessary expenses actually incurred in the discharge of their duties from the contingent funds of the Senate and the House of Representatives in equal proportions; and, be it further

Resolved, That the Emergency Hospital Treatment Committee shall make a complete report to the 61st Legislature when it convenes in Regular Session in January 1969, such report to include recommendations and proposed drafts of legislation deemed necessary to assure adequate facilities and consideration for the emergency treatment of indigent patients in public and nonpublic hospitals.

BROOKS
JORDAN
BERNAL
WILSON

The resolution was read and was referred to the Committee on Public Health.

House Bill 452 on Second Reading

Senator Kennard asked unanimous consent to suspend the regular order of business and take up H. B. No. 452 for consideration at this time.

(Senator Aikin in the Chair.)

There was objection.

Senator Kennard then moved to suspend the regular order of business and take up H. B. No. 452 for consideration at this time.

The motion prevailed by the following vote:

Yeas—20

Aikin	Hall
Bates	Hazlewood
Bernal	Hightower
Berry	Kennard
Blanchard	Moore
Brooks	Parkhouse
Christie	Ratliff
Cole	Reagan
Creighton	Watson
Grover	Wilson

Nays—9

Connally	Patman
Hardeman	Schwartz
Harrington	Wade
Jordan	Word
Mauzy	

Present—Not Voting

Herring

Absent—Excused

Strong

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 452, A bill to be entitled "An Act rearranging, reorganizing, and amending provisions of Title 79 "Interest" of the Revised Civil Statutes of Texas, 1925, and certain other laws relating to loans and lenders, and providing for additional legislation relating to loans and lenders in accordance with the provisions of Section II of Article XVI of the Constitution of Texas, which authorizes the Legislature of Texas, etc., and declaring an emergency."

The bill was read second time.

(President in Chair.)

Senator Kennard offered the following Committee Amendment to the bill:

Amend House Bill No. 452, Chapter 2, by striking out all of subsection 2.05 and inserting in lieu thereof the following:

"Article 2.05. Credit Unions.

Notwithstanding any provisions to the contrary contained in this subtitle, credit unions shall not contract for or receive interest in excess of the amount set forth in Section 5 of Article 2462, Revised Civil Statutes of Texas, 1925, as amended, and Section 1757 of Chapter 14 of Title 12 of the United States Code, as amended.

Article 2.06. Advertising.

No person shall advertise or cause to be advertised, in any manner whatsoever, any false, misleading or deceptive statement or representation with regard to the rates, terms or conditions of any loan or credit transaction regulated by Subtitle Two. If rates or changes are stated in adver-

tising they shall be stated fully and clearly."

The Committee Amendment was read and was adopted.

Senator Word offered the following amendment to the bill:

Amend House Bill 452 by striking section (1) of Article 1.06 in Title 79 "Interest," as proposed to be amended in Section 2 of said House Bill 452, and substituting in lieu thereof the following:

"(1) Any person who contracts for, charges or receives interest which is greater than the amount authorized by this Subtitle, but not in excess of double the amount so authorized shall forfeit to the obligor twice the amount of interest contracted for, charged or received, and reasonable attorney fees fixed by the court provided that there shall be no penalty for a violation which results from an accidental and bonafide error."

The amendment was read.

Senator Schwartz offered the following amendment to the pending amendment by Senator Word:

Amend the pending Word amendment to H. B. No. 452 by striking the words "but not in excess of double the amount so authorized."

The amendment was read and was adopted.

The pending amendment as amended was then adopted.

Senator Schwartz offered the following amendment to the bill:

Amend H. B. No. 452, Article 1.06 (2) by adding after the word "forfeit" in the first sentence the following language, "as an additional penalty, all principal, as well as," and striking the words "all principal."

The amendment was read and was adopted.

Senator Mauzy offered the following amendment to the bill:

Amend quoted Section 3.16(5), on page 38 of H. B. No. 452, to read as follows:

"(5) The Commissioner shall have authority to formulate schedules providing for repayment in weekly, bi-

weekly or semi-monthly installments for use of licensees on loans made pursuant to this Article. The charges assessed for loans governed by such schedules must not permit a higher yield, in terms of true annual rate, than the yield which results from the assessment of the charges specified in Section (1) above against a loan payable in monthly installments."

The amendment was read.

(Senator Blanchard in the Chair.)

Senator Kennard moved to table the amendment.

Question on the motion to table the pending amendment, "Yeas" and "Nays" were demanded.

The motion to table prevailed by the following vote:

Yeas—21

Aikin	Hazlewood
Bates	Hightower
Bernal	Kennard
Berry	Moore
Blanchard	Parkhouse
Brooks	Ratliff
Christie	Reagan
Creighton	Schwartz
Grover	Wilson
Hall	Word
Hardeman	

Nays—6

Cole	Mauzy
Harrington	Patman
Jordan	Watson

Present—Not Voting

Herring

Absent

Connally Wade

Absent—Excused

Strong

Senator Mauzy offered the following amendment to the bill:

Amend quoted Article 7.03 on pages 102-105 of H. B. No. 452, by striking quoted Section 7.03(5) on page 104, and making present Section 7.03(6) Section 7.03(5).

The amendment was read.

Senator Kennard moved to table the amendment.

Question on the motion to table, "Yeas" and "Nays" were demanded.

(President in the Chair.)

The motion to table prevailed by the following vote:

Yeas—14

Mr. President	Hazlewood
Bates	Kennard
Bernal	Moore
Brooks	Parkhouse
Creighton	Ratliff
Hall	Reagan
Hardeman	Wilson

Nays—13

Aikin	Jordan
Christie	Mauzy
Cole	Patman
Connally	Schwartz
Grover	Watson
Harrington	Word
Hightower	

Present—Not Voting

Herring Wade

Absent

Berry Blanchard

Absent—Excused

Strong

The President announced that he voted "Yea."

Senator Word offered the following amendment to the bill:

Amend House Bill 452 by striking Article 8.01 in Title 79 "Interest," as proposed to be amended in Section 2 of said House Bill 452, and substituting in lieu thereof the following:

"Art. 8.01.

"Any person who violates this Subtitle by contracting for, charging or receiving interest, time price differential or other charges which are greater than the amount authorized by this Subtitle, or by failing to perform any duty specifically imposed on him by any provision of this Subtitle, shall forfeit to the obligor twice the amount of interest or time price differential and default and deferment charges contracted for,

charged or received, and reasonable attorneys' fees fixed by the court, provided that there shall be no penalty for a violation which results from an accidental and bona fide error."

The amendment was read and was adopted.

Senator Word offered the following amendment to the bill:

Amend House Bill 452 by striking Article 8.02 in Title 79 "Interest," as proposed to be amended in Section 2 of said House Bill 452, and substituting in lieu thereof the following: "Art. 8.02.

"Any person who violates this Subtitle by contracting for, charging or receiving interest, time price differential or other charges which are in the aggregate in excess of double the total amount of interest, time price differential and other charge authorized by this Subtitle shall forfeit to the obligor as an additional penalty all principal or principal balance as well as all interest or time price differential, and all other charges, and shall pay reasonable attorneys' fees actually incurred by the obligor in enforcing the provisions of this Article; provided further that any such person violating provisions of this Article shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than One Thousand Dollars. Each contract or transaction in violation of this Article shall constitute a separate offense punishable hereunder."

WORD SCHWARTZ

The amendment was read and was adopted.

Senator Schwartz offered the following amendment to the bill:

Amend H. B. No. 452, Article 4.01 (1) by substituting the words "six dollars" for the words "eight dollars" where they appear.

The amendment was read.

(Senator Connally in the Chair.)

Senator Kennard moved to table the amendment.

Question on the motion to table, "Yeas" and "Nays" were demanded.

(President in the Chair.)

The motion to table prevailed by the following vote:

Yeas—15

Aikin	Kennard
Berry	Moore
Brooks	Parkhouse
Connally	Ratliff
Creighton	Reagan
Grover	Wilson
Hall	Word
Hazlewood	

Nays—12

Bates	Hightower
Bernal	Jordan
Christie	Mauzy
Cole	Patman
Hardeman	Schwartz
Harrington	Watson

Present—Not Voting

Herring	Wade
---------	------

Absent

Blanchard

Absent—Excused

Strong

Senator Schwartz offered the following amendment to the bill:

Amend H. B. No. 452, Article 4.01 (1) by striking the words "eight dollars" and substituting the words "seven dollars" in lieu thereof.

The amendment was read.

Senator Kennard moved to table the amendment.

Question on the motion to table, "Yeas" and "Nays" were demanded.

The motion to table prevailed by the following vote:

Yeas—16

Aikin	Hazlewood
Bernal	Kennard
Berry	Moore
Brooks	Parkhouse
Christie	Ratliff
Connally	Reagan
Creighton	Wilson
Hall	Word

Nays—11

Bates	Cole
-------	------

Grover	Mauzy
Hardeman	Patman
Harrington	Schwartz
Hightower	Watson
Jordan	

Present—Not Voting

Herring	Wade
---------	------

Absent

Blanchard

Absent—Excused

Strong

Senator Mauzy offered the following amendment to the bill:

Amend Subdivision 3.19 (1) (g) on page 44 of H. B. No. 452 to read as follows:

(g) The amount, in dollars and cents, of interest charges contracted for at the time the loan is made, and the percentage that the interest charge bears to the cash advance expressed as the simple annual interest rate."

The amendment was read.

Senator Kennard moved to table the amendment.

Question on the motion to table, "Yeas" and "Nays" were demanded.

The motion to table prevailed by the following vote:

Yeas—20

Aikin	Hall
Bates	Hardeman
Bernal	Hazlewood
Berry	Kennard
Brooks	Moore
Christie	Parkhouse
Cole	Ratliff
Connally	Reagan
Creighton	Wilson
Grover	Word

Nays—7

Harrington	Patman
Hightower	Schwartz
Jordan	Watson
Mauzy	

Present—Not Voting

Herring	Wade
---------	------

Absent

Blanchard

Absent—Excused

Strong

Senator Mauzy offered the following amendment to the bill:

Amend Subsection 4.03 (1) (g) on page 56 of H. B. No. 452 to read as follows:

"The amount in dollars and cents, of interest charges contracted for at the time the loan is made, and the percentage that the interest charge bears to the cash advance expressed as the simple annual interest rate."

The amendment was read.

Senator Kennard moved to table the amendment.

Question on the motion to table, "Yeas" and "Nays" were demanded.

The motion to table prevailed by the following vote:

Yeas—20

Aikin	Hall
Bates	Hardeman
Bernal	Hazlewood
Berry	Kennard
Brooks	Moore
Christie	Parkhouse
Cole	Ratliff
Connally	Reagan
Creighton	Wilson
Grover	Word

Nays—7

Harrington	Patman
Hightower	Schwartz
Jordan	Watson
Mauzy	

Present—Not Voting

Herring	Wade
---------	------

Absent

Blanchard

Absent—Excused

Strong

Senator Mauzy offered the following amendment to the bill:

Amend Subsection 5.04 (1) (g) on page 66 of H. B. No. 452 to read as follows:

"(g) The amount, in dollars and cents, of interest charges contracted

Absent—Excused

Strong

Senator Mauzy offered the following amendment to the bill:

Amend Subsection 4.03 (1) (g) on page 56 of H. B. No. 452 to read as follows:

"The amount in dollars and cents, of interest charges contracted for at the time the loan is made, and the percentage that the interest charge bears to the cash advance expressed as the simple annual interest rate."

The amendment was read.

Senator Kennard moved to table the amendment.

Question on the motion to table, "Yeas" and "Nays" were demanded.

The motion to table prevailed by the following vote:

Yeas—20

Aikin	Hall
Bates	Hardeman
Bernal	Hazlewood
Berry	Kennard
Brooks	Moore
Christie	Parkhouse
Cole	Ratliff
Connally	Reagan
Creighton	Wilson
Grover	Word

Nays—7

Harrington	Patman
Hightower	Schwartz
Jordan	Watson
Mauzy	

Present—Not Voting

Herring	Wade
---------	------

Absent

Blanchard

Absent—Excused

Strong

Senator Mauzy offered the following amendment to the bill:

Amend Subsection 5.04 (1) (g) on page 66 of H. B. No. 452 to read as follows:

"(g) The amount, in dollars and cents, of interest charges contracted

for at the time the loan is made, and the percentage that the interest charge bears to the cash advance expressed as the simple annual interest rate."

The amendment was read.

Senator Kennard moved to table the amendment.

Question on the motion to table, "Yeas" and "Nays" were demanded.

The motion to table prevailed by the following vote:

Yeas—21

Aikin	Hardeman
Bates	Hazlewood
Bernal	Hightower
Berry	Kennard
Brooks	Moore
Christie	Parkhouse
Cole	Ratliff
Connally	Reagan
Creighton	Wilson
Grover	Word
Hall	

Nays—6

Harrington	Patman
Jordan	Schwartz
Mauzy	Watson

Present—Not Voting

Herring	Wade
---------	------

Absent

Blanchard

Absent—Excused

Strong

Senator Mauzy offered the following amendment to the bill:

Amend Subsection 3.19 (1) (h) on page 45 of H. B. No. 452 to read as follows:

"(h) The total amount, in dollars and cents, of all the charges, excluding interest charges, included in the amount of the loan, and the percentage that the interest charge bears to the sum of the cash advance and all charges other than the interest charge expressed as the simple annual interest rate."

The amendment was read.

Senator Kennard moved to table the amendment.

Question on the motion to table, "Yeas" and "Nays" were demanded.

The motion to table prevailed by the following vote:

Yeas—21

Aikin	Hardeman
Bates	Hazlewood
Bernal	Hightower
Berry	Kennard
Brooks	Moore
Christie	Parkhouse
Cole	Ratliff
Connally	Reagan
Creighton	Wilson
Grover	Word
Hall	

Nays—6

Harrington	Patman
Jordan	Schwartz
Mauzy	Watson

Present—Not Voting

Herring	Wade
---------	------

Absent

Blanchard

Absent—Excused

Strong

Senator Mauzy offered the following amendment to the bill:

Amend Subsection 4.03 (1) (h) on page 56 of H. B. 452 to read as follows:

"(h) The total amount, in dollars and cents, of all the charges, excluding interest charges, included in the amount of the loan, and the percentage that the interest charge bears to the sum of the cash advance and all charges other than the interest charge expressed as the simple annual interest rate."

The amendment was read.

On motion of Senator Kennard, the amendment was tabled.

Record of Votes

Senators Mauzy and Patman asked to be recorded as voting "Nay" on the motion to table.

Senator Mauzy offered the following amendment to the bill:

Amend Subsection 5.04 (1) (h) of H. B. No. 452 on page 66 to read as follows:

"(h) The total amount, in dollars and cents, of all the charges, excluding interest charges, included in the amount of the loan, and the percentage that the interest charge bears to the sum of the cash advance and all charges other than the interest charge expressed as the simple annual interest rate."

The amendment was read.

Senator Kennard moved to table the amendment.

Question on the motion to table, "Yeas" and "Nays" were demanded.

The motion to table prevailed by the following vote:

Yeas—21

Aikin	Hardeman
Bates	Hazlewood
Bernal	Hightower
Berry	Kennard
Brooks	Moore
Christie	Parkhouse
Cole	Ratliff
Connally	Reagan
Creighton	Wilson
Grover	Word
Hall	

Nays—6

Harrington	Patman
Jordan	Schwartz
Mauzy	Watson

Present—Not Voting

Herring Wade

Absent

Blanchard

Absent—Excused

Strong

Senator Patman offered the following amendment to the bill:

Amend H. B. No. 452, Article 3.01, Section (1) by striking the words "Two Thousand, Five Hundred" and substituting in lieu thereof the following: "One Thousand, Five Hundred."

The amendment was read.

Senator Kennard moved to table the amendment.

Question on the motion to table, "Yeas" and "Nays" were demanded.

The motion to table prevailed by the following vote:

Yeas—21

Aikin	Hardeman
Bates	Hazlewood
Bernal	Hightower
Berry	Kennard
Brooks	Moore
Christie	Parkhouse
Cole	Ratliff
Connally	Reagan
Creighton	Wade
Grover	Wilson
Hall	

Nays—7

Harrington	Schwartz
Jordan	Watson
Mauzy	Word
Patman	

Present—Not Voting

Herring

Absent

Blanchard

Absent—Excused

Strong

Senator Kennard offered the following amendment to the bill:

Amend H. B. No. 452 as follows:

1. By striking the phrase "and the refund which would be required for prepayment in full as of such date" as it appears following the word "date" in the fourth sentence of Article 3.15(5).

2. By striking the word "mortgagor" as it appears in Article 5.01(1)b and substituting in lieu thereof the word "mortgagee."

3. By striking the word "fifteen" as it appears in the first sentence of Article 7.08(4) and substituting in lieu thereof the word "thirty."

4. By striking the last sentence of the first paragraph of Article 3.15(4).

The amendment was read and was adopted.

On motion of Senator Kennard and by unanimous consent the caption was amended to conform to the body of the bill as amended.

Question on the passage of the bill to third reading, "Yeas" and "Nays" were demanded.

The bill, as amended was passed to third reading by the following vote:

Yeas—21

Aikin	Hazlewood
Bates	Jordan
Bernal	Kennard
Berry	Moore
Brooks	Parkhouse
Christie	Ratliff
Cole	Reagan
Connally	Wade
Creighton	Wilson
Grover	Word
Hall	

Nays—7

Hardeman	Patman
Harrington	Schwartz
Hightower	Watson
Mauzy	

Present—Not Voting

Herring

Absent

Blanchard

Absent—Excused

Strong

Communication From Senator Strong
Ordered Printed in Journal

On motion of Senator Mauzy and by unanimous consent the following communication from Senator Strong who is ill was ordered printed in the Senate Journal:

Telegram

Longview, Texas,
May 3, 1967.

Senator H. J. Blanchard, State Capitol, Austin, Texas.

Were I there I would vote against consideration of H. B. No. 452 at this time. Request that you pair with me on such vote.

SENATOR JACK STRONG

Reason for Vote

Senator Herring of Travis County asked to be recorded as "present" but not voting on H. B. No. 452 in compliance with Article 3, Section 22, of the Constitution of Texas for the

reason that he occupies in private life the position of Chairman of the Board of Directors of First Federal Savings & Loan Association which will be affected by the contents of this bill.

HERRING

Reports of Standing Committee

Senator Hardeman by unanimous consent submitted the following reports:

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 173, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 497, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred H. B. No. 755, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred H. B. No. 935, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred H. B. No. 365, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Co-Authors of Senate Concurrent Resolution 64

On motion of Senator Brooks and by unanimous consent Senators Bernal and Wilson will be shown as co-authors of S. C. R. No. 64.

Reports of Standing Committees

Senator Hightower by unanimous consent submitted the following report:

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred H. B. No. 1019, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

Senator Parkhouse by unanimous consent submitted the following report:

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 593, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PARKHOUSE, Chairman.

Senator Kennard by unanimous consent submitted the following report:

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Public Health, to which was referred H. B. No. 1238, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KENNARD, Chairman.

BERNAL
BLANCHARD
COLE
CREIGHTON
HARDEMAN
HARRINGTON
HAZLEWOOD
HERRING
PARKHOUSE
RATLIFF
REAGAN
SCHWARTZ
WILSON
WORD

House Bill 1144 Ordered Not Printed

On motion of Senator Cole and by unanimous consent H. B. No. 1144 was ordered not printed.

House Bill 1019 Ordered Not Printed

On motion of Senator Hightower and by unanimous consent H. B. No. 1019 was ordered not printed.

House Bill 1238 Ordered Not Printed

On motion of Senator Wilson and by unanimous consent H. B. No. 1238 was ordered not printed.

Senate Bill 168 Re-referred

On motion of Senator Brooks and by unanimous consent S. B. No. 168 will be withdrawn from the Committee on Labor and Management Relations and be re-referred to the Committee on State Departments and Institutions.

Report of Standing Committee

Senator Creighton by unanimous consent submitted the following report:

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Privileges and Elections to which was referred S. B. No. 341, have had the same under consideration, and we are instructed to report it back to

the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.
HAZLEWOOD
CONNALLY
HARDEMAN
JORDAN
MOORE
RATLIFF
WADE
HALL
WORD

Senate Bill 341 Ordered Not Printed

On motion of Senator Hazlewood and by unanimous consent S. B. No. 341 was ordered not printed.

Senate Resolution 531

Senator Herring offered the following resolution:

Whereas, Dr. William H. Goetzmann, professor of history at The University of Texas, has brought recognition and added intellectual prestige to the University by his selection as winner of the Pulitzer Prize in history; and

Whereas, Dr. Goetzmann is a specialist on the cultural and intellectual history of America and was chosen for the Pulitzer award on the basis of his book entitled "Exploration and Empire: The Explorer and Scientist in the Winning of the American West," which was published last spring; and

Whereas, After spending seven years in research and writing the book, Dr. Goetzmann is now working on an intellectual history of the United States and a biography of William H. Holmes, an explorer and head of the National Collection of Fine Arts; and

Whereas, Dr. Goetzmann has been on the University faculty for three years, was a professor at Yale from 1955 to 1964, and has a number of published works to his credit: "Army Exploration in the American West, 1803-1863" and "When the Eagle Screamed: The Romantic Horizon in American Diplomacy, 1800-1865"; and

Whereas, A young man, Dr. Goetzmann was born in Washington, D. C., in 1930 and was educated at Yale University where he earned a bachelor's degree in 1952 and Ph.D. in 1957; he began his teaching career while still at Yale, and has always

been a careful and inquiring scholar; during 1967-1968 he will be on leave from The University of Texas to accept a Fulbright-Hays lectureship at the University of Cambridge, where his lectures will again focus on American cultural history; and

Whereas, The Pulitzer Prize is honored worldwide, and charges of bias and crusading have never been aimed at decisions of its judges; thus the choice of Dr. Goetzmann for the award in history is a significant tribute to him and to The University of Texas faculty; now, therefore, be it

Resolved, That the Senate of the 60th Legislature of the State of Texas by this Resolution congratulate Dr. William Goetzmann on his selection as winner of the Pulitzer Prize in history; and be it further

Resolved, That a copy of this Resolution, under the Seal of the Senate of Texas, be sent to Dr. Goetzmann as a measure of the esteem of the Senate and as an expression of appreciation from the Senate and all the people of Texas for his scholarly achievement.

The resolution was read and was adopted.

House Bills and Resolution on First Reading

The following bills and resolution received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 500, to Committee on Game and Fish.

H. B. No. 589, to Committee on Game and Fish.

H. B. No. 784, to Committee on Jurisprudence.

H. B. No. 788, to Committee on Jurisprudence.

H. B. No. 790, to Committee on Counties, Cities and Towns.

H. J. R. No. 28, to Committee on Constitutional Amendments.

House Bill 559 on Second Reading

On motion of Senator Bates and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 559, A bill to be entitled "An Act making findings and declaring policies relating to occupational safety; defining terms of this Act; providing duties of employers as to occupational safety; creating within the Bureau of Labor Statistics an Occupational Safety Board; etc., and declaring an emergency."

The bill was read second time and passed to third reading.

Record of Vote

Senator Grover asked to be recorded as voting "Nay" on the passage of the bill to third reading.

House Bill 559 on Third Reading

Senator Bates moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 559 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Brooks	Moore
Christie	Parkhouse
Cole	Patman
Connally	Ratliff
Creighton	Reagan
Hall	Schwartz
Hardeman	Wade
Harrington	Watson
Hazlewood	Wilson
Herring	Word

Nays—1

Grover

Absent

Blanchard

Absent—Excused

Strong

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Bates
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Bernal	Jordan
Berry	Kennard
Brooks	Mauzy
Christie	Moore
Cole	Parkhouse
Connally	Patman
Creighton	Ratliff
Hall	Reagan
Hardeman	Schwartz
Harrington	Wade
Hazlewood	Watson
Herring	Wilson
Hightower	Word

Nays—1

Grover

Absent

Blanchard

Absent—Excused

Strong

Reason for Vote

I voted against the so-called Industrial Safety Act because the entire measure was passed in order to pay the Governor's political debt to labor leaders. The platform of the Democratic Party of Texas promised labor an industrial safety bill and thus the Governor had to deliver in order to get the labor-liberal faction to turn out the vote for the Democratic candidates in November 1968. The leaders of the Texas Manufacturers Association were bludgeoned into going along with it by pressure from the governor's office. Industry leaders are more concerned about safety than anyone if for no other reason than the fact that accidents cost money. Most of those who advocate so-called safety legislation want to give labor a governmental club while negotiating union contracts with employers. The more government inspectors there are to harass industry while negotiations are going on the better labor likes it. Thus, I will not be a party to the Governor's behind-the-scenes deals with labor leaders. I feel that such a deal is selling out the interests of the reputable businessmen of Texas.

GROVER

Senate Bill 425 With House Amendment

Senator Wilson called S. B. No. 425 from the President's Table for

consideration of the House amendment to the bill.

The President laid the bill and the following House amendment before the Senate:

Amendment 1

Amend S. B. No. 425 as follows:

(a) Strike the words "two (2) additional trustees shall be authorized for each entire county which has been added to such original district and" where they appear on lines 37, 38 and 39, page 1 of the printed bill.

(b) Strike the words "county or" where they appear before the word "part" on lines 48 and 50, page 1 of the printed bill and where they appear before the word "parts" on lines 19 and 22, page 2 of the printed bill.

(c) Strike the words "date of this" where they appear at the end of line 55, page 1 of the printed bill.

(d) Strike the prefix "pre" at the end of line 13, page 2 of the printed bill and all of lines 14 and 15, page 2 of the printed bill and the word "year" at the beginning of line 16, page 2 of the printed bill.

The House amendment was read.

Senator Wilson moved that the Senate concur in the House amendment.

The motion prevailed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Brooks	Moore
Christie	Parkhouse
Cole	Patman
Connally	Ratliff
Creighton	Reagan
Grover	Schwartz
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word

Absent—Excused

Strong

Senate Bill 517 With
House Amendment

Senator Herring called S. B. No. 517

from the President's Table for consideration of the House amendment to the bill.

The President laid the bill and the following House amendment before the Senate:

Committee Amendment 1

Amend S. B. No. 517, Section 10, by striking out the words and figures "Two Hundred Million Dollars (\$200,000,000)" on line 4 of the printed bill and inserting in lieu thereof, the words and figures "One Hundred and Twenty Million Dollars (\$120,000,000)."

The House amendment was read.

Senator Herring moved that the Senate concur in the House amendment.

The motion prevailed.

House Bill 1162 on Second Reading

On motion of Senator Schwartz and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 1162, A bill to be entitled "An Act to authorize certain state-supported colleges to charge a \$5.00 fee to retire certain outstanding bonds, etc., and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 1162 on Third Reading

Senator Schwartz moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 1162 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Connally
Bates	Creighton
Bernal	Grover
Berry	Hall
Blanchard	Hardeman
Brooks	Harrington
Christie	Hazlewood
Cole	Herring

Hightower	Ratliff
Jordan	Reagan
Kennard	Schwartz
Mauzy	Wade
Moore	Watson
Parkhouse	Wilson
Patman	Word

Absent—Excused

Strong

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Brooks	Moore
Christie	Parkhouse
Cole	Patman
Connally	Ratliff
Creighton	Reagan
Grover	Schwartz
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

Absent

Blanchard

Absent—Excused

Strong

**Vote on Concurrence in House
Amendment to Senate Bill 517
Reconsidered**

On motion of Senator Herring and by unanimous consent the vote by which the Senate concurred in House amendment to S. B. No. 517 was reconsidered.

Question—Shall the Senate concur in House amendment to S. B. No. 517?

The Senate concurred in House amendment to S. B. No. 517 by the following vote:

Yeas—29

Aikin	Brooks
Bates	Christie
Bernal	Cole
Berry	Connally

Creighton	Moore
Grover	Parkhouse
Hall	Patman
Hardeman	Ratliff
Harrington	Reagan
Hazlewood	Schwartz
Herring	Wade
Hightower	Watson
Jordan	Wilson
Kennard	Word
Mauzy	

Absent

Blanchard

Absent—Excused

Strong

House Bill 641 on Second Reading

On motion of Senator Aikin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 641, A bill to be entitled "An Act authorizing the Texas National Guard Armory Board to convey by special warranty deed to the Corps of Engineers, U.S. Army, all right, title and interests in all or any part of the lands at Camp Maxey and to accept from the Corps of Engineers conveyance of other lands to be received in exchange, and further authorizing the Texas National Guard Armory Board to buy, sell, convey and exchange any or all such lands, including mineral interests, for the purpose of joining the various tracts within a common perimeter to reduce or eliminate privately owned tracts that would require right of ingress and egress at Camp Maxey; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 641 on Third Reading

Senator Aikin moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 641 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Bates
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Bernal	Jordan
Berry	Kennard
Brooks	Mauzy
Christie	Moore
Cole	Parkhouse
Connally	Patman
Creighton	Ratliff
Grover	Reagan
Hall	Schwartz
Hardeman	Wade
Harrington	Watson
Hazlewood	Wilson
Herring	Word
Hightower	

Absent

Blanchard

Absent—Excused

Strong

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Memorial Resolutions

S. R. No. 518—By Senator Watson: Memorial resolution for Colonel H. E. Thomas.

S. R. No. 519—By Senator Watson: Memorial resolution for Bertram G. Rice.

S. R. No. 520—By Senator Watson: Memorial resolution for Sergeant Julius Jackson.

S. R. No. 521—By Senator Watson: Memorial resolution for Joe Voight.

S. R. No. 522—By Senator Watson: Memorial resolution for Edward M. May.

Welcome Resolutions

S. R. No. 515—By Senator Kennard: Extending welcome and privileges of the floor for the day to Tony Koriath.

S. R. No. 523—By Senator Watson: Extending welcome to teachers and students of Coolidge High School.

S. R. No. 524—By Senator Watson: Extending welcome to Fred Smith.

S. R. No. 525—By Senator Herring: Extending welcome to teacher and students of Zavala School.

S. R. No. 527—By Senator Harrington: Extending welcome to Mayor Glen Seale, et al.

S. R. No. 528—By Senator Harrington: Extending welcome to The St. James Civics Club.

S. R. No. 529—By Senator Hall: Extending welcome to Mr. and Mrs. J. A. Griffin.

Recess

On motion of Senator Hardeman the Senate at 5:17 o'clock p.m. took recess until 9:00 o'clock a.m. tomorrow.

APPENDIX

Reports of Standing Committee

Senator Hardeman submitted the following reports:

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 47, "An Act to amend Article 14.14 Subdivision (A) and Article 14.18 of Chapter 14 of Title 122A, "Taxation-General" of Revised Civil Statutes of Texas, 1925, relating to Inheritance Taxes; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 3, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 104, "An Act authorizing the creation of a hospital district over a part of Brazoria County, to be known as "Angleton-Danbury Hospital District of Brazoria County, Texas," pursuant to Section 9 of Article IX of the Texas Constitution; providing for

an election on the question of the creation of such District and the levy of a tax not to exceed seventy-five cents (75¢) on each \$100 valuation of taxable property within said District for its maintenance and the payment of bonds issued by said District; appointing its first governing body; providing for the election of a governing body for such District and tenure of office and powers and duties of such governing body; providing for a bond election simultaneously with said tax levy and creation election; making provisions relating to District taxation; providing for the selection of a depository; giving the District the power of eminent domain; providing for the issuance of bonds by said District; containing other pro-

visions relating to the subject; reciting proof of publication of constitutional notice; providing a severability clause; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Sent to Governor

May 3, 1967

S. B. No. 499

S. B. No. 246

S. B. No. 153

S. B. No. 152

S. C. R. No. 59

In Memory of
John Richard (Dick) Vaughan

Senator Herring offered the following resolution:

(Senate Resolution 530)

Whereas, On Saturday, May 6, 1967, a portrait of John Richard (Dick) Vaughan, Austin newspaperman and public relations specialist who died on September 4, 1966, will be presented to The Upsilon Chapter of Sigma Nu Fraternity at the University of Texas in the fraternity's Legion of Honor ceremonies; and

Whereas, Dick Vaughan was devoted to Sigma Nu and was author of "The Way of Honor," which is now the pledge training manual for Sigma Nu chapters all over the United States; and

Whereas, He served as national president of Sigma Nu Fraternity during the two years immediately preceding his death; and

Whereas, The untimely death of Dick Vaughan, at the age of 60, left a void in the journalism profession; he had served as capitol correspondent for several Houston newspapers until 1940; in the public relations field, he served the shell industry for many years; and

Whereas, As a newspaperman, he was known as a fair and impartial reporter whose work brought him the respect and admiration of the many in state government who knew him so well; and

Whereas, After Dick Vaughan became a member of "the third house," he maintained the same high principles which had gained him so much esteem as a journalist, and his absence from the galleries of the Legislature during this 60th Session has emphasized the sense of loss felt by his many friends and associates; and

Whereas, The Senate of the 60th Legislature desires to pay tribute to a good friend, John Richard Vaughan; now, therefore, be it

Resolved, That the Senate of the State of Texas, by this Resolution, express sincere and deep appreciation for the life and service of Dick Vaughan; and be it further

Resolved, That the Senate express heartfelt sympathy to the members of his family: to his wife, the former Eleanor Terrell of San Antonio; his daughter, Mrs. Bert St. Germain, Jr. of Los Angeles; two sisters, Mrs. R. H. Laurence and Mrs. Dale Ernest Duncan, both of Dallas; and two grandchildren; and be it further

Resolved, That official copies of this Resolution, under the Seal of the Senate, be prepared for his wife and daughter and for the Upsilon Chapter of Sigma Nu, and that when the Senate adjourns this day, that it do so in memory of John Richard (Dick) Vaughan.

HERRING
PATMAN

The resolution was read and was adopted by a rising vote of the Senate.